

MINUTES OF
EUREKA CITY COUNCIL
EUREKA REDEVELOPMENT AGENCY

MARCH 21, 2006

The City Council/Redevelopment Agency of the City of Eureka met in REGULAR Session on the above date, 5:30 p.m. Closed Session, 6:30 p.m. Open Session, at the Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

PRESIDING: MAYOR LA VALLEE

PRESENT: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES

ABSENT: NONE

MINUTES PREPARED BY:

COUNCIL APPROVAL ACKNOWLEDGED:

Kathleen L. Franco Simmons
City Clerk

Peter La Vallee
Mayor

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Public comment prior to closed session

ACTION:

No one expressed an interest in addressing the Council at this time.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Closed session

ACTION:

Council met in closed session to discuss the following matters:

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: City Attorney, City Manager, City Clerk

Pursuant to California Government Code Section 54957

C. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to litigation: one case.

Pursuant to California Government Code Section 54956.9(b)

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: City-owned property located at 2186 Tydd Street,

APN's: 002-191-0202 and 002-191-013

Agency negotiator: David W. Tyson for the City of Eureka

Negotiating parties: Strombeck, Nilson, Pierson

Under negotiation: price, terms and conditions.

Pursuant to California Government Code Section 54956.8

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Agenda Item B, C, D

MINUTE ORDER, MARCH 21, 2006
ITEM: Closed Session
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STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item B, C, D

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Mayor's announcements

ACTION:

Mayor La Vallee presented a proclamation for the 50th anniversary of the Redwood Art Association and made an announcement regarding the celebration of the 150th Anniversary of Eureka, April 22, 2006.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item M/A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Board/Commission reports

ACTION:

Keep Eureka Beautiful Committee member Marge Crichton presented an Award of Merit to Lou Brenman.

Open Space Parks and Recreation Commission Chair Jill Stover provided the annual report of the commission.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item B/C

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Public hearing - Coastal Development Permit for new Rainbow Self Storage facility to be located off Indianola Road on the old Tri-State Theatre property.

ACTION:

Community Development Director Kevin Hamblin and Senior Planner Sidnie Olson provided a report. The public hearing was opened at 6:52 p.m. The following individuals addressed the Council regarding this matter:

Russ Hoppe, stated his support for developing more storage facilities.

Patrick MacDonald, Pacific Builders, provided information regarding the project and stated that Mr. Harris would like to develop the building in the first phase.

The public hearing was closed at 6:57 p.m.

Council took action to adopt the Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program; adopt the **FINDINGS OF FACT** as described in Exhibit 'A'; and approve the Coastal Development Permit subject to the Conditions of Approval and Mitigation Measures listed in Exhibit 'B'.

Adopted on motion by Councilmember WOLFORD, seconded by Councilmember BASS-JACKSON, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

Agenda Item 1

MINUTE ORDER, MARCH 21, 2006
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STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Community Development Director

Agenda Item 1

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Public hearing - Street vacation of the west half of "P" Street between Trinity Street and Sonoma Street in front of a portion of 2104 "P" Street (SV-05-003).

ACTION:

Community Development Director Kevin Hamblin and Senior Planner Sidnie Olson provided a report. The public hearing was opened at 7:02 p.m. No one expressed an interest in addressing the Council regarding this matter. The public hearing was closed at 7:02 p.m.

Council took action to order the street vacation by adopting Resolution No. 2006-18 ordering the vacation of the west half of "P" Street between Trinity Street and Sonoma Street in front of a portion of 2104 "P" Street being Lot 8 in Block 11 of the High School Addition in the City of Eureka.

Adopted on motion by Councilmember JONES, seconded by Councilmember LEONARD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Community Development Director

Agenda Item 2

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Public comment period

ACTION:

The following individuals addressed the council at this time:

Gregory Connors, Loleta, representing Citizens for Real Economic Growth, spoke regarding the public zoning of the balloon track.

Larry Evans, Eureka, representing EPIC, spoke regarding correspondence relating to a public scoping process.

Jim Ferguson, Eureka, owner-Organically Delicious Café, proponent of the Eureka Waterfront Initiative, spoke regarding the purpose of the initiative.

Russ Hoppe, Eureka, spoke regarding an article in a recent Discover magazine relating to an alternative to a hydrogen park.

Richard Tollison, Eureka, spoke regarding the upcoming "Taste of Main Street" and "Redwood Coast Dixieland Jazz Festival" events.

Lawrence Labanche, spoke regarding creation of jobs and environmental clean-up resulting from development of the Marina Center.

Adopted on motion by Councilmember , seconded by Councilmember , and the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

MINUTE ORDER, MARCH 21, 2006
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STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 3

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Council meeting minutes.

ACTION:

Council approved the regular Council/Agency meeting minutes of March 7, 2006 as submitted.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Clerk

Agenda Item 4

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Claim for damages of Briggs, Patricia.

ACTION:

Council rejected the claim of Briggs, Patricia.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Attorney

Agenda Item 5

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Claim for damages of Hansen, Tracy.

ACTION:

Council rejected the claim of Hansen, Tracy.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Attorney

Agenda Item 6

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Claim for damages of Crow, Kristine.

ACTION:

Council rejected the claim of Crow, Kristine.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Attorney

Agenda Item 7

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Claim for damages of Jerry Droz.

ACTION:

Council rejected the claim of Jerry Droz.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES,
and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify
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by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Attorney

Agenda Item 8

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Purchase of Three (3) Honda Civic Hybrid Sedans

ACTION:

Council awarded Bid No. 2006-14 to lowest responsive bidder, Mid City Motor World, in the amount of \$70,803.10.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Assistant City Manager-Operations

Agenda Item 9

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Subrecipient Agreement with Redwood Community Action Agency (RCAA) to provide labor standards management services for a Community Development Block Grant (CDBG) activity.

ACTION:

Mayor La Vallee recused himself and left the room. Councilmember Kerrigan also left the room. Mayor Pro Tem Wolford facilitated during this item.

Redevelopment and Housing Director Cindy Trobitz-Thomas provided a report. The following individual addressed the council regarding this subject matter:

Kermit Thobaben

Council authorized staff to enter into a Subrecipient Agreement with Redwood Community Action Agency (RCAA), to provide labor standards management services for the construction of the HSRC New Alzheimer's Center in Eureka. Contract not to exceed \$41,000 of CDBG Grant #04-STBG-1959's General Administration budget.

Adopted on motion by Councilmember WOLFORD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, JONES

NOES: NONE

ABSENT: KERRIGAN

ABSTAIN: NONE

Following this action, Mayor La Vallee and Councilmember Kerrigan returned to their seats at the dais.

MINUTE ORDER, March 21, 2006
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STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Redevelopment and Housing Director

Agenda Item 10

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: 2006-07 Fee Schedule.

ACTION:

Council adopted the Resolution No. 2006-19 establishing various fees and service charges within the City of Eureka.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Finance Director

Agenda Item 11

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Redwood Coast Music Festival Donation.

ACTION:

Council accepted donation of dance floor.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Assistant City Manager-Operations

Agenda Item 12

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Maintenance Dredging Expenditure Report.

ACTION:

Council accepted the maintenance dredging expenditure report for developing an additional Sediment Sampling and Analysis Plan and third party analysis; and authorized a Purchase Order Change Order for Pacific Affiliates, Inc. in an amount not to exceed \$10,000 for contract document modifications, contract advertising, and preparation of monitoring plans and reports required by the California Coastal Commission special conditions of approval.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Assistant City Manager-Operations

Agenda Item 13

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: 2005-06 Addendum to Mid-Year Financial Adjustments

ACTION:

Council approved additional mid-year budget adjustments.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Finance Director

Agenda Item 14

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Vacation of a portion of the "U" Street right-of-way between 5th and 6th Streets.

ACTION:

Community Development Director Hamblin and Senior Planner Sidnie Olson provided a report. No individuals expressed an interest in addressing the council regarding this subject matter.

Council took action to adopt the **FINDINGS OF FACT** listed in Exhibit 'A'; declare the Council's intention to "Order the Vacation" by adopting Resolution No. 2006-20: "Resolution of the Council declaring its intention to order the vacation of the south 210 feet of that portion of "U" Street as shown on the map of Eddy Tract as per map recorded in Book 1 of Maps, Page 56, which lies between the south line of 5th Street and the north line of 6th Streets; direct the City Clerk to publish the "Resolution of Intention" in accordance with the law; direct the Engineering Department to post the street to be vacated in accordance with the law; and set a public hearing before the City Council for April 18, 2006, to "Order the Vacation."

Adopted on motion by Councilmember JONES, seconded by Councilmember BASS-JACKSON, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

MINUTE ORDER, MARCH 21, 2006
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STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Community Development Director

Agenda Item 15

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: California Enterprise Development Authority.

ACTION:

Redevelopment and Housing Director Trobitz-Thomas provided a report. No individuals expressed an interest in addressing the council regarding this subject matter.

Council approved the Resolution No. 2006-21 approving the Joint Exercise of Powers Agreement creating the California Enterprise Development Authority; and appointed Councilmember Mary Beth Wolford to represent the City to the Authority and authorize the City Manager to serve as the alternate.

Adopted on motion by Councilmember BASS-JACKSON, seconded by Councilmember JONES, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Cable Franchise Renewal.

ACTION:

City Manager Tyson, and Consultant Sue Buske with the Buske Group provided a report. Keith Crossley, General Manager- Cox Communications provided additional comment. No other individuals expressed an interest in addressing the council regarding this subject matter.

Council took action to approve Resolution No. 2006-22 approving a renewed cable franchise agreement and directing the Mayor to execute the agreement on behalf of the City of Eureka; approve Resolution No. 2006-23 approving the Transfer of Ownership Agreement between the City of Eureka and Cebridge Acquisition, L.P.; approve a "Settlement Agreement" with CoxCom, Inc. to settle all outstanding claims or potential claims arising; and approve an Agreement with Humboldt Area Access to manage the community media center and provide PEG access programming and services.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 17

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Draft revisions to the Historic Preservation Ordinance (Eureka Municipal Code, Chapter 157).

ACTION:

Community Development Director Hamblin and Historic Preservation Commission Chair Ted Loring provided a report detailing draft revisions to the Historic Preservation Ordinance (Eureka Municipal Code Chapter 157) prepared by the Historic Preservation Commission. No individuals expressed an interest in addressing the council regarding this subject matter.

Council took action to refer the draft revised ordinance to the Planning Commission, and directed staff to draft an ordinance to remove the application fees for alterations.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember WOLFORD, and the following vote:

AYES: WOLFORD, BASS-JACKSON, LEONARD, KERRIGAN, JONES
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Community Development Director

Agenda Item 18

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Humboldt County Convention and Visitors Bureau presentation.

ACTION:

Humboldt County Convention and Visitors Bureau Executive Director Don Leonard, Marketing Director Tony Smithers, and Film Commissioner Barbara Bryant provided a presentation. No action was taken.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 19

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Request for appointment of two City Councilmembers as a sub-committee to meet with staff and the proponents of the Police Review Act.

ACTION:

Without objection, Council appointed Councilmembers Mike Jones and Chris Kerrigan to meet as a sub-committee with staff and the proponents of the Police Review Act.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 20

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: City Manager/Executive Director's reports

ACTION:

City Manager Tyson provided information regarding the following:

- The 16th Annual Redwood Dixieland Jazz Festival
- RFP's on the former "C" Street project

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Manager

Agenda Item

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of March 21, 2006.

SUBJECT: Adjournment

ACTION:

On motion by Councilmember KERRIGAN, seconded by Councilmember JONES, and without objection, the meeting was adjourned to return to Closed Session at 9:24 p.m. Following Closed Session, the meeting was adjourned at approximately 9:40 p.m.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Eureka on March 22, 2006.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK